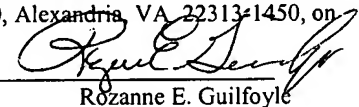




13763

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:	James L. Pokorney	)	Attorney Docket No.:	38943.1.1.1
		)		
Application No.:	10/034,686	)	Examiner:	L. Thanh
		)		
Filed:	December 27, 2001	)	Group Art Unit:	3763
		)		
For:	HIGH PRESSURE SYRINGE	)		

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<b>CERTIFICATE OF MAILING</b>  I hereby certify that this document is being deposited with the United States Postal Service as First Class Mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on <u>3-22-05</u> Date of Deposit  Rozanne E. Guilfoyle
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STATEMENT OF SUBSTANCE OF INTERVIEW

Applicant's representatives would like to thank Examiner LoAn H. Thanh for extending them the courtesy of a telephone interview on January 26, 2005 to discuss this case. The following recordation of the substance of the interview is believed to be complete and proper, in accordance with MPEP 713.04. It is requested that the Examiner notify the undersigned if the Examiner believes this Statement contains any inaccuracies or if the Examiner believes this Statement is otherwise not complete and proper.

Interview participants: (1) Examiner LoAn H. Thanh; (2) Applicant's attorney, James R. Haller; and (3) Applicant, James L. Pokorney.

Claim 1 was discussed during the interview, as were the following references: (1) United States Patent No. 1,325,699 to Oesterhaus, (2) Merit Med Systems reference, and (3) NAMIC Angiographic Systems reference.

No Amendments were discussed during the interview.

The Oesterhaus reference was the main topic of our telephone interview. It was the Examiner's position that the syringe illustrated in Figure II of that reference could be so manipulated as to bring the pressure surface of the plunger distal of the plane defined by the pressure points of the finger grips and particularly upon the geometry of the figure. We understand the Examiner to rely solely on this figure. Applicant observed that Oesterhaus does not teach this feature of the invention, but rather teaches that one should withdraw the plunger from the position shown in Figure II to draw water into the barrel. Thereafter, one pushes the plunger distally only enough to generate water pressure against a tablet 8 held at the end of the nozzle 6 to introduce the tablet into the mouth of an animal.

The Merit Med Systems and the NAMIC Angiographic Systems references were also discussed, and differences between those references and the invention as claimed (particularly, the failure of these references to show movement of the thumb pressure point distally of the plane defined by the finger pressure points) also were noted.

Respectfully submitted,

Dated: Mar. 21, 2005



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